

PATENT

IN THE U.S. PATENT AND TRADEMARK OFFICE

In re application of:	NICOL, et al.)	
)	
Serial No.	10/580,382)	Confirmation No. 7597
)	Group Art Unit: 2877
International)	
Filing Date:	November 19, 2004)	
)	
U.S. Filing Date:	May 22, 2006)	
)	
For:	Sensory System and)	
	Method Thereof)	
)	

Mail Stop – PCT

Attn: US Designated/Elected Office (DO/EO/US)
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

February 12, 2007

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 USC 371 IN
THE U.S. DESIGNATED/ELECTED OFFICE (DO/EO/US)**

Sir:

Responsive to the *Response To Notification Of Missing Requirements Under 35 USC 371 In The U.S. Designated/Elected Office (DO/EO/US)*, (hereinafter “Notice”) mailed December 21, 2006, for the above-styled U.S. National Stage Patent Application, Applicant submits herewith an originally executed Declaration (Form PTO/SB/01) for Inventor William A. Nicol and the corresponding Surcharge Fee of \$65.00 as set forth in 37 CFR § 1.27. Applicant notes for the record that all rights have been transferred by assignment, recorded at reel/frame 017934/0256, and that Statement Under 3.73b was properly filed to recognize assignee Avalon Vision Solutions, Inc. concurrent with the filing of the present application.

02/15/2007 MKAYPAGH 00000086 10580382

01 FC:2617

65.00 0P

CERTIFICATE OF EXPRESS MAILING

I hereby certify that this correspondence, along with any papers referred to therein as being attached or enclosed herewith, is being deposited with the U.S. Postal Service Express Mailing label no.: **EV 959472132 US** with sufficient postage in an envelope addressed to Mail Stop: PCT, Attn: US Designated/Elected Office (DO/EO/US) Commissioner for Patents, P.O. Box 1450, Alexandria VA, 22313-1450 on the following date:

February 12, 2007

Date

Teri L. Bonica

Name of Person Mailing Paper or Fee


Signature of Person Mailing Paper or Fee

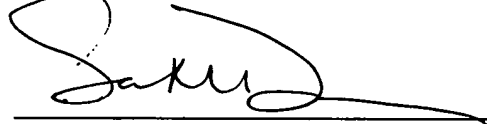
PATENT

CONCLUSION

Applicants have submitted an executed Declaration and the statutory surcharge fee of \$65.00 as required in the Notice. Accordingly, Applicants respectfully request the Declaration of William A. Nicol be accepted and made of record.

The statutory deadline for Response to this Notice being two months from the December 21, 2006 mailing date, this Response is timely filed.

Respectfully submitted this 12th day of February 2007.

A handwritten signature in black ink, appearing to read 'Sandra M. Drummond', written over a horizontal line.

Sandra M. Drummond, Esq.
Reg. No. 45,781

MYERS & KAPLAN
Intellectual Property Law, LLC
1899 Powers Ferry Road
Suite 310
Atlanta, Georgia 30339
Tel: 770.541.7444
Fax: 770.541.7448
Email: sdrummond@mkiplaw.com



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

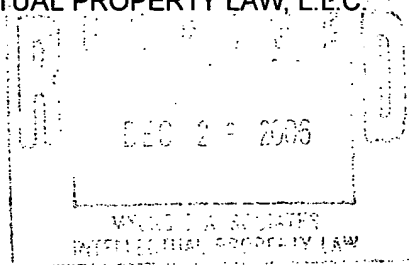
U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/580,382	William A Nicol	2000-1220-PCT8-US

INTERNATIONAL APPLICATION NO.

PCT/US04/38939

I.A. FILING DATE	PRIORITY DATE
11/19/2004	11/20/2003

30184
MYERS & KAPLAN, INTELLECTUAL PROPERTY LAW, L.L.C.
1899 POWERS FERRY ROAD
SUITE 310
ATLANTA, GA 30339



CONFIRMATION NO. 1745

371 FORMALITIES LETTER



Date Mailed: 12/21/2006

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 05/22/2006
- Copy of the International Search Report filed on 05/22/2006
- Information Disclosure Statements filed on 08/24/2006
- Oath or Declaration filed on 05/22/2006
- Request for Immediate Examination filed on 05/22/2006
- U.S. Basic National Fees filed on 05/22/2006
- Assignment filed on 05/22/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - missing signature of first inventor William A. Nicol
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$65** for a Small Entity:

- \$65 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.
<https://portal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

SHELBY J VIGIL

Telephone: (703) 308-9140 EXT 224

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/580,382	PCT/US04/38939	2000-1220-PCT8-US

FORM PCT/DO/EO/905 (371 Formalities Notice)